By July

1

2

3

4

5

6

7

8

9

10

11

12

13

<u>5,</u>j.r. no. <u>39</u>

A JOINT RESOLUTION

proposing a constitutional amendment allowing the Texas growth fund to continue to invest in businesses without requiring those businesses to disclose investments in South Africa or Namibia.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 70(r), Article XVI, of the Texas Constitution is repealed.

SECTION 2. This proposed constitutional amendment shall be submitted to the voters at an election to be held November 4, 1997. The ballot shall be printed to provide for voting for or against the proposition: "The constitutional amendment allowing the Texas growth fund to continue to invest in businesses without requiring those businesses to disclose investments in South Africa or Namibia."

4-3-97 4-14-97 5-22-97

1-1 1-2 1-3 1-4 1-5	By: Ellis (In the Senate - Filed March 13, 1997; March 24, 1997, read first time and referred to Committee on International Relations, Trade, and Technology; April 3, 1997, reported favorably by the following vote: Yeas 8, Nays 0; April 3, 1997, sent to printer.)
1-6	SENATE JOINT RESOLUTION
1-7 1-8 1-9 1-10 1-11 1-12 1-13 1-14 1-15 1-16 1-17 1-18 1-19	proposing a constitutional amendment allowing the Texas growth fund to continue to invest in businesses without requiring those businesses to disclose investments in South Africa or Namibia. BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS: SECTION 1. Subsection (r), Section 70, Article XVI, of the Texas Constitution is repealed. SECTION 2. This proposed constitutional amendment shall be submitted to the voters at an election to be held November 4, 1997. The ballot shall be printed to provide for voting for or against the proposition: "The constitutional amendment allowing the Texas growth fund to continue to invest in businesses without requiring those businesses to disclose investments in South Africa or Namibia."
1-20	* * * *

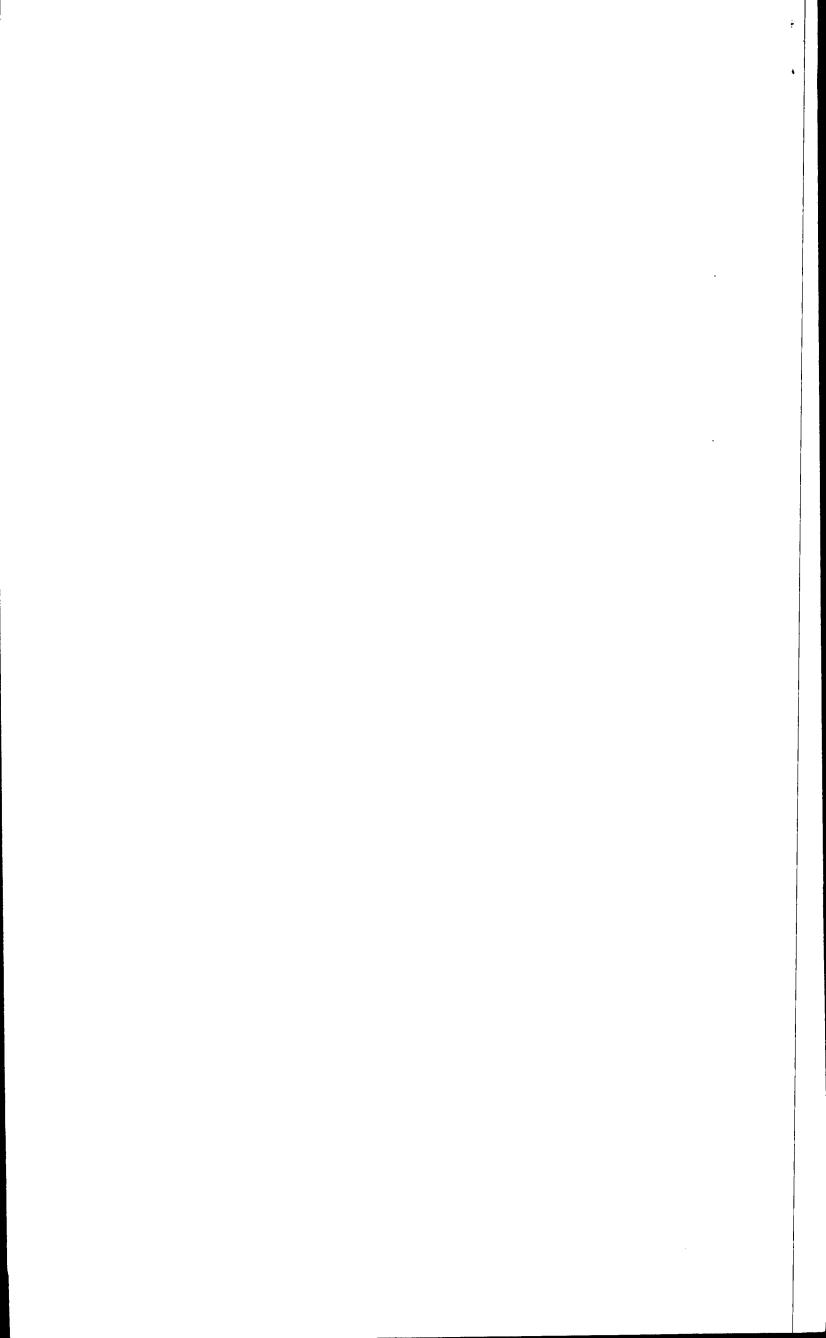
FAVORABLE SENATE COMMITTEE REPORT ON SCR SJR SR HB HCR HJR 39

SB SCR (SJR	SR	HB HCR HJF	≳ <u>51</u>	<u> </u>	
P.,,	Ellis	Author/Senate Sponso			
Бу	<u> </u>	Author/Senate Sponso	or)		
,		4-3-9	7		
-		(Author/Senate Sponso 4-3-9 (date)			
We, your Committee on TRADE, A have on (date of hearing) back with the recommendation (s) that i	AND TEC				
(V) do pass and be printed					
() do pass and be ordered not printed					
() and is recommended for placement or	the Loca	l and Uncontested	l Bills Calendar		
A fiscal note was requested.	(v) yes	() no			
A revised fiscal note was requested.	() yes	() no			
An actuarial analysis was requested.	() yes	() no			
Considered by subcommittee.	() yes	() no			
The measure was reported from Committ	ee by the	following vote:			
		YEA	NAY	ABSENT	PNV
Senator Carlos F. Truan, Chairman					
Senator John Carona, Vice-Chairman			ļ		
Senator Kenneth Armbrister				ļ	
Senator Teel Bivins					
Senator Jon Lindsay			ļ		
Senator Steve Ogden			+		
Senator Bill Ratliff		- 			
Senator Eliot Shapleigh		<u> </u>	 	<u> </u>	
Senator David Sibley			-	 	
POMAT WOMES		- 	 		
POTAL VOTES			Ø		Ø

COMMITTEE ACTION

S260 Considered in public hearing S270 Testimony taken	0.0)	25
Carla D Sua	aum	1 min
COMMITTEE CLERK	CHAIRMAN	

Paper clip the original and one copy of this signed form to the original bill Retain one copy of this form for Committee files



BILL ANALYSIS

Senate Research Center

S.J.R. 39
By: Ellis
International Relations Trade & Technology
4-1-97
As Filed

DIGEST

Currently, the Texas Growth Fund requires businesses to disclose whether or not they are transacting business in or with South Africa or Namibia before the fund will invest in that business. While the fund requires disclosure of investments in South Africa or Namibia, it is not prevented from investing in companies that transact business in these countries. S.J.R. 39 repeals the current constitutional amendment requiring disclosure of companies that invest in South Africa or Namibia, since these countries no longer operate under a system of apartheid.

PURPOSE

As proposed, S.J.R. 39 repeals the current constitutional amendment requiring disclosure of companies that invest in South Africa or Namibia, since these countries no longer operate under a system of apartheid.

RULEMAKING AUTHORITY

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Repealer: Section 70(r), Article XVI, Texas Constitution (Texas growth fund; management; investment of state funds).

SECTION 2. Requires this proposed constitutional amendment to be submitted to the voters at an election to be held November 4, 1997. Sets forth the required language for the ballot.

SJR 39

Registered for but not testifying:

Kollaer, Jim Greater Houston Partnership (Houston)

Kozlowski, Jim Texas Growth Fund (Austin)

FISCAL NOTE 75th Regular Session

April 2, 1997

To:

Honorable Carlos F. Truan, Chair

Committee on International Relations, Trade

& Technology

Senate

Austin, Texas

IN RE: Senate Joint Resolution

No. 39

By: Ellis

From: John Keel, Director

In response to your request for a Fiscal Note on SJR39 (Proposing a constitutional amendment allowing the Texas growth fund to continue to invest in businesses without requiring those businesses to disclose investments in South Africa or Namibia.) this office has determined the following:

Biennial Net Impact to General Revenue Funds by SJR39-As Introduced

No fiscal implication to the State is anticipated, other than the cost of publication.

The cost to the state for publication of the resolution is \$71,000.

The fiscal impact on local government would be the normal cost of conducting local elections but no other fiscal implications to local governments are anticipated.

Source:

Agencies:

And 14 19 97 Engrossed

Batty Saw

Engrossing Clerk

By: Ellis

1

2

3

5

6

7

8

9

10

11

12

13

S.J.R. No. 39

(Giddings)

SENATE JOINT RESOLUTION

proposing a constitutional amendment allowing the Texas growth fund to continue to invest in businesses without requiring those businesses to disclose investments in South Africa or Namibia.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subsection (r), Section 70, Article XVI, of the Texas Constitution is repealed.

SECTION 2. This proposed constitutional amendment shall be submitted to the voters at an election to be held November 4, 1997. The ballot shall be printed to provide for voting for or against the proposition: "The constitutional amendment allowing the Texas growth fund to continue to invest in businesses without requiring those businesses to disclose investments in South Africa or Namibia."

FISCAL NOTE 75th Regular Session

April 2, 1997

To:

Honorable Carlos F. Truan, Chair

Committee on International Relations, Trade

& Technology

Senate

Austin, Texas

IN RE: Senate Joint Resolution

No. 39

By: Ellis

From: John Keel, Director

In response to your request for a Fiscal Note on SJR39 (Proposing a constitutional amendment allowing the Texas growth fund to continue to invest in businesses without requiring those businesses to disclose investments in South Africa or Namibia.) this office has determined the following:

Biennial Net Impact to General Revenue Funds by SJR39-As Introduced

No fiscal implication to the State is anticipated, other than the cost of publication.

The cost to the state for publication of the resolution is \$71,000.

The fiscal impact on local government would be the normal cost of conducting local elections but no other fiscal implications to local governments are anticipated.

Source:

Agencies:

HOUSE COMMITTEE REPORT

1st Printing

By:	Ellis	S.J.R.	NO.	39
(Gio	ddings)	SENATE JOINT RESOLUTION		

proposing a constitutional amendment allowing the Texas growth fund to continue to invest in businesses without requiring those businesses to disclose investments in South Africa or Namibia.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subsection (r), Section 70, Article XVI, of the Texas Constitution is repealed.

SECTION 2. This proposed constitutional amendment shall be submitted to the voters at an election to be held November 4, 1997. The ballot shall be printed to provide for voting for or against the proposition: "The constitutional amendment allowing the Texas growth fund to continue to invest in businesses without requiring those businesses to disclose investments in South Africa or Namibia."

9

10

11

12

13

COMMITTEE REPORT

The Honorable James E. "Pete" Laney Speaker of the House of Representatives

4/29/97 (date)

oir.				
We, your COMMITTEE O	N PENSIONS AND INVESTM			
o whom was referredoack with the recommend	SJR 39 dation that it	have had the	e same under conside	ration and beg to report
do pass, without amend do pass, with amend) do pass and be not p	endment. Iment(s). printed; a Complete Committee	e Substitute is recomn	nended in lieu of the c	original measure.
$(')$ yes (\times) no A fisc	cal note was requested.			
) yes (☆) no A crir	minal justice policy impact state	ement was requested		
) yes (X) no An e	qualized educational funding in	npact statement was	requested.	
) yes (💢) no An ad	ctuarial analysis was requested	d.		
() yes (⋉) no Awa	ter development policy impact	statement was reque	sted.	
)yes (X) no Atax	equity note was requested.			
	mmends that this measure be		e on Local and Conse	nt Calendars.
For Senate Measures: H	House Sponsor Helen (Giddings		
Joint Sponsors:		,		
•				
The measure was reporte	ed from Committee by the follow	wing vote:		
	AYE	NAY	PNV	ABSENT
Telford, Chair	X			
Woolley, Vice-chair	X			
Berlanga				X
Goolsby	<u>X</u>			
Rangel	X			
Sadler				X
Serna	X			
Tillery				X
Williams	X			
Total i				
i Olai	<u> </u>	/	$0 \rightarrow 1$	
	nay	1 Jarry	Mulfi	2
	O present, not voting	CHAIR /		

_ absent

BILL ANALYSIS

PENSIONS & INVESTMENTS S.J.R. 39 By: Ellis (Giddings) 5-1-97 Committee Report (Unamended)

BACKGROUND

Currently, the Texas Growth Fund requires businesses to disclose whether or not they are transacting business in or with South Africa or Namibia before the fund will invest in that business. While the fund requires disclosure of investments in South Africa or Namibia, it is not prevented from investing in companies that transact business in these countries. S.J.R. 39 repeals the current constitutional amendment requiring disclosure of companies that invest in South Africa or Namibia, since these countries no longer operate under a system of apartheid.

PURPOSE

As proposed, S.J.R. 39 repeals the current constitutional amendment requiring disclosure of companies that invest in South Africa or Namibia, since these countries no longer operate under a system of apartheid.

RULEMAKING AUTHORITY

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Repealer: Section 70(r), Article XVI, Texas Constitution (Texas growth fund; management; investment of state funds).

SECTION 2. Requires this proposed constitutional amendment to be submitted to the voters at an election to be held November 4, 1997. Sets forth the required language for the ballot.

SBW S.J.R. 39 75(R)

FISCAL NOTE 75th Regular Session

April 2, 1997

To:

Honorable Carlos F. Truan, Chair

Committee on International Relations, Trade

& Technology

Senate

Austin, Texas

IN RE: Senate Joint Resolution

No. 39

By: Ellis

From: John Keel, Director

In response to your request for a Fiscal Note on SJR39 (Proposing a constitutional amendment allowing the Texas growth fund to continue to invest in businesses without requiring those businesses to disclose investments in South Africa or Namibia.) this office has determined the following:

Biennial Net Impact to General Revenue Funds by SJR39-As Introduced

No fiscal implication to the State is anticipated, other than the cost of publication.

The cost to the state for publication of the resolution is \$71,000.

The fiscal impact on local government would be the normal cost of conducting local elections but no other fiscal implications to local governments are anticipated.

Source:

Agencies:

WITNESS LIST

SJR 39 HOUSE COMMITTEE REPORT Pensions & Investments Committee

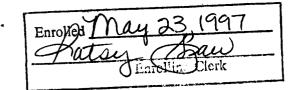
April 29, 1997 - 8:00A For: Giddings, Helen (Sponsor of Bill)

SUMMARY OF COMMITTEE ACTION

SJR 39

April 29, 1997 8:00AM
Considered in public hearing
Testimony taken in committee
Reported favorably without amendment(s)

2



1

2

3

6

7

10

11

12

13

S.J.R. No. 39

SENATE JOINT RESOLUTION

proposing a constitutional amendment allowing the Texas growth fund to continue to invest in businesses without requiring those businesses to disclose investments in South Africa or Namibia.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subsection (r), Section 70, Article XVI, of the Texas Constitution is repealed.

SECTION 2. This proposed constitutional amendment shall be submitted to the voters at an election to be held November 4, 1997. The ballot shall be printed to provide for voting for or against the proposition: "The constitutional amendment allowing the Texas growth fund to continue to invest in businesses without requiring those businesses to disclose investments in South Africa or Namibia."

S.J.R. No. 39

President of the Senate Speaker of the House

I hereby certify that S.J.R. No. 39 was adopted by the Senate on April 14, 1997, by the following vote: Yeas 30, Nays 0.

Secretary of the Senate

I hereby certify that S.J.R. No. 39 was adopted by the House on May 21, 1997, by the following vote: Yeas 140, Nays 1, two present not voting.

Chief Clerk of the House

FISCAL NOTE 75th Regular Session

April 2, 1997

To: Honorable Carlos F. Truan, Chair

Committee on International Relations, Trade

& Technology

Senate

Austin, Texas

IN RE: Senate Joint Resolution

No. 39

By: Ellis

From: John Keel, Director

In response to your request for a Fiscal Note on SJR39 (Proposing a constitutional amendment allowing the Texas growth fund to continue to invest in businesses without requiring those businesses to disclose investments in South Africa or Namibia.) this office has determined the following:

Biennial Net Impact to General Revenue Funds by SJR39-As Introduced

No fiscal implication to the State is anticipated, other than the cost of publication.

The cost to the state for publication of the resolution is \$71,000.

The fiscal impact on local government would be the normal cost of conducting local elections but no other fiscal implications to local governments are anticipated.

Source:

Agencies:

President of the Senate	Speaker of the House
I hereby certify that S.J.R.	No. 39 was adopted by the
Senate on April 14, 1997, by	the following vote: Yeas $\frac{30}{}$
Nays	
	Secretary of the Senate
I hereby certify that S.J.R.	No. 39 was adopted by the
House on May 21, 1997, by	the following vote: Yeas 140 ,
Nays 1, two present not us	Hing.
,	
	Chief Clerk of the House

C'I'D No	39	
S.J.R. No.	•	

Ву_	San	•	•	٠	

Proposing a constitutional amendment allowing the Texas growth fund to continue to invest in businesses without requiring those businesses to disclose investments in South Africa or Namibia.

MAR 13 1997	
MAR 24 1997	Filed with the Secretary of the Senate Read and referred to Committee on TRADE & TECHNOLOGY
APR 3 1997	Reported favorably
	Reported adversely, with favorable Committee Substitute; Committee Substitute read first time.
	Ordered not printed
APR 1 4 1997	Laid before the Senate
<u> </u>	Senate and Constitutional Rules to permit consideration suspended by: Unanimous consent 30 yeas, 0 nays
APR 1 4 1997	Read second time,, and ordered engrossed by: \[\begin{array}{c} \text{unanimous consent} \\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \
	yeas,nay
APR 1 4 1997	Senate and Constitutional 3 Day Rule suspended by a vote of 30 yeas, 0 nays.
APR 1 4 1997	Read third time,, and passed by: 30 yeas, nays
	bette King
OTHER ACTIO	N: SECRETARY OF THE SENATE
APR 1 4 1997	Engrossed
Cepril 1-5, 1997	Sent to House
Engrossing Clerk	Patsy Jaw
APR 15 1997	Received from the Senate
APR 1 6 1997	Read first time and referred to Committee on Pensions & Investments
APR 2 9 1997	Reported favorably ()
MAY 0 5 1997	Sent to Committee on Calendars
MAY 21 1997	Read second time (yeas, and adopted (passalantial by a record vote of yeas, present, not voting
	Read third time (amended) and finally adopted (failed of adoption) by a record vote of yeas, present, not voting
MAY 2 2 1997	Returned to Senate.
	Sharon Carder
	CHIEF CLERK OF THE HOUSE
MAY 22 1997	Returned from House without amendment.
<u> </u>	Returned from House with amendments.
	Concurred in House amendments by a viva voce vote

	Refused to concur in House amendments and requested the appointment of a Conference Committee to adjust the differences.
	Senate conferees instructed.
	Senate conferees appointed:, Chairman;
	, and
	House granted Senate request. House conferees appointed:, Chairman;
	Conference Committee Report read and filed with the Secretary of the Senate.
	Conference Committee Report adopted on the part of the House by:
	a viva voce vote
OTHER ACT	
	Recommitted to Conference Committee Conferees discharged. Conference Committee Report failed of adoption by:
	a viva voce vote yeas, nays

, , ,

. * . .